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Patent
Attorney's Docket No. 021565-155

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
)	
Herman VAN MELLAERT et al.)	Group Art Unit:
)	
Application No.: 10/809,953 (Div of 09/661,016))	Examiner:
)	
Filed: March 26, 2004)	Confirmation No.: 2781
)	
For: Recombinant Plant Expressing Non-)	
competitively Binding Bt Insecticidal Crystal)	
Proteins)	

RESUBMISSION OF REQUEST FOR TRANSFER OF COMPUTER READABLE SEQUENCE LISTING FROM ANOTHER APPLICATION TO THE PRESENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is a Request for Transfer of Computer Readable Sequence Listing from Another Application to the Present Application. This paper was previously filed with the U.S. Patent and Trademark Office on March 26, 2004. A copy of the date stamped postcard evidencing receipt with the USPTO is also attached.

Apparently this paper became separated from the rest of the documents filed on that date and was forwarded to the Assignment Branch for processing, as shown by the attached copy of the Notice of Non-Recordation mailed in this case on September 22, 2004.

In the event that there are any questions relating to this request, or to the application in general, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions so that prosecution of this application may be expedited.

**Request For Transfer Of Computer Readable Sequence Listing From Another Application To
The Present Application**

Application No. 10/809,953

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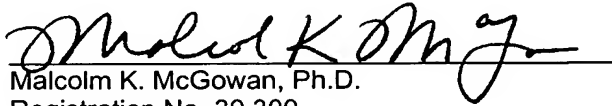
The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.116
and 1.117 that may be required by this paper, and to credit any overpayment, to Deposit
Account No. 02-4800.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: October 28, 2004

By:


Malcolm K. McGowan, Ph.D.
Registration No. 39,300

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REQUEST FOR TRANSFER OF COMPUTER READABLE SEQUENCE LISTING FROM ANOTHER APPLICATION TO THE PRESENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The computer readable form in this application, TBA (Div of 09/661,016) is identical with that filed in Application Serial No. 09/661,016, filed on September 26, 2003. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed in that application on September 26, 2003 as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is included in a separately filed preliminary amendment for incorporation into the specification.

Applicants' undersigned representative hereby affirms:

1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. 1.821(c) and (e), respectively, are the same in compliance with 1.821(f); and
2. That the submission, filed in accordance with 37 C.F.R. 1.821(g) herein does not include new matter.

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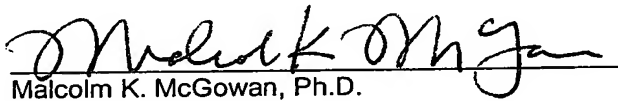
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